

STATE OF INDIANA)
) SS:
COUNTY OF HAMILTON)

IN THE HAMILTON CIRCUIT COURT

AVC NO. 01-011

IN RE: Beverly Crouse, individually,
and as president of
Indy Scrip Center, Inc.,
and
Indy Scrip Center, Inc.
Respondents.

)
) MISCELLANEOUS DOCKET
) 2001 0101 M 1 15/
)
) NO. _____
)
)

ASSURANCE OF VOLUNTARY COMPLIANCE

The State of Indiana, by Attorney General Steve Carter and Deputy Attorney General Justin G. Hazlett, and the Respondents, Beverly Crouse and Indy Scrip Center, Inc., enter into an Assurance of Voluntary Compliance ("Assurance") pursuant to Indiana Code § 24-5-0.5-7.

This Assurance is entered into without any adjudication of any issue of fact or law, and upon consent of the parties.

Any violation of the terms of this Assurance constitutes prima facie evidence of a deceptive act.

The parties agree that:

1. The Consumer Protection Division of the Office of the Attorney General has jurisdiction to investigate the matters hereinafter described, pursuant to the authority of Indiana Code § 4-6-9-4 and Indiana Code § 24-5-0.5-1 *et seq.*

2. Respondent Beverly Crouse has her principal place of business at 4401 Westfield Road, Noblesville, Indiana 46060. Respondent Indy Scrip has had its principal

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place of business at 1950 East Greyhound Pass, Suite 18-337, Carmel, Indiana 46033.

3. The terms of this Assurance apply to and are binding upon Respondents, their employees, agents, representatives, successors, and assigns.

4. Respondents will comply with all the requirements of Indiana Code § 24-5-0.5-1 *et seq.*, including:

a. Respondents will not misrepresent that the subject of any consumer transaction has a sponsorship, approval, performance, characteristics, accessories, uses, or benefits it does not have.

b. Respondents will not misrepresent their ability to deliver or complete the subject of any consumer transaction within a period of time stated by them, or within a reasonable time determined by the course of dealing or the usage of the trade.

5. Respondent Beverly Crouse will pay a total of Two Hundred Eighty-Five Dollars (\$285) to the Office of the Indiana Attorney General as restitution to the consumers named below. The Office of the Indiana Attorney General will divide and distribute the total restitution amount to the consumers as follows:

a. Ms. Diane Gehring – \$250.00

b. Ms. Diane Todd – \$35.00

6. Respondents will not represent that the Office of the Indiana Attorney General approves or endorses Respondents' past or future business practices, or that execution of this Assurance constitutes such approval or endorsement.

7. Respondents will fully cooperate with the Office of the Indiana Attorney General in the resolution of any future written complaints the Consumer Protection

Division receives.

8 The Office of the Indiana Attorney General will file this Assurance with the Circuit Court of Hamilton County. The Court's approval of this Assurance will not act as a bar to any private right of action.

DATED this 26 day of January, 2001.

STATE OF INDIANA

STEVE CARTER
Attorney General of Indiana

by: Justin G. Hazlett
Justin G. Hazlett
Deputy Attorney General
Attorney No. 22046-49

Office of the Attorney General
Indiana Government Center South
5th floor
402 W. Washington Street
Indianapolis, IN 46204
(317) 232-0167

RESPONDENTS

BEVERLY CROUSE and INDY SCRIP
CENTER, INC.

by: Beverly Crouse
Beverly Crouse, individually,
and as President of Indy Scrip Center,
Inc.

4401 Westfield Road
Noblesville, IN 46060
(317) 867-0369

APPROVED this 13 day of Feb, 2001.

Quentin D. Proffitt
Judge, Hamilton Circuit Court